

Notice of Allowability

Application No.

10/761,380

Examiner

Disler Paul

Applicant(s)

WU, GIN-DER

Art Unit

2615

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 12/28/07.
2. ☒ The allowed claim(s) is/are 1-6,9-12.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☒ All b) ☐ Some* c) ☐ None of the:
 1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08), Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date _____
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____

DETAILED ACTION

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Joe McKinney Muncy on February 13, 2008.

In claim 10, after "the method for downmix as in" delete "claim 8" and insert "claim 3".

In claim 11, after "the method for downmix as in" delete "claim 8" and insert "claim 3".

1. Claims 1-6,9-12 are allowed.

While, Kates disclose of the audio mixing apparatus with dynamic-range control and used to transform an input signal to an output signal, comprising: the gain attenuation unit and downmix unit to mix an output signal of the gain attenuated.

However, none of the prior art disclose of the specific wherein the gain attenuation unit used to attenuate a first input signal with a predetermined ratio, a rectification unit used to inversely rectify a second input signal and produces an absolute value for the second input signal; a power gain computing unit used to calculate the power gain of an output signal of the rectification unit; and a gain adjusting unit used to adjust an output audio signal of the gain adjustment unit by the absolute value of the downmix unit and an output of the power gain compute unit; whereby the first input signal is inputted into the gain attenuation unit and the downmix unit for producing an output signal to the gain adjustment unit; the second input signal is processed by the rectification unit and the power gain compute unit to produce a gain value, then the gain value is inputted the gain value to the gain adjustment unit; the gain adjusting unit adjusts and outputs an output gain based on the gain value.

Similarly, in regard to claim 3, while, kates disclose of the method for audio downmix with dynamic-range control transforming, an audio input signal to an output signal, comprising steps as follows: calculating power values of a plurality of surround audio channels and a central audio channel; adjusting a gain of dynamic range control; processing a calculation of the gain; and obtaining a gain which is a correct gain value.

However, none of the prior art of records, disclose of the specific wherein the adjusting the gain of dynamic range control, the gain being obtained by rectifying the input signal with inversing a plurality of negative parts of the audio input signal and producing absolute value; and outputting a gain and estimating whether the outputting gain reaches a default value or not and to obtain the correct gain value based on the output gain.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Disler Paul whose telephone number is 571-270-1187. The examiner can normally be reached on 7:30-5:00.


If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Chin Vivian can be reached on 571-272-7848. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

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